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Date                    January 30, 2004  
To                    Examiner Chandrika Prasad, Art Unit 2839  
Of                    U.S. PATENT AND TRADEMARK OFFICE  
Fax                    (703) 872-9306  
From                  Christopher R. Lipp  
Subject                U.S. Application No. 09/972,902  
Attorney Docket      A7964  
Pages                 19  
(including cover sheet)

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Please call attention to problems with this transmission by return fax or telephone. Thank you.

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Dear Examiner Prasad:

Further to our telephone conversation today, faxed herewith is a copy of the Amendment, as well as the date-stamped filing receipt, as filed in the U.S. Patent and Trademark Office on December 29, 2003.

If you have any questions or if I can be of further assistance, please contact me at (202) 663-7425.

Sincerely,

Christopher R. Lipp  
Registration No. 41,157

**FILING RECEIPT**  
**PLEASE DATE STAMP AND RETURN TO US - BOX 235X**

In re application of

Nicholas NECHITAILO

Appln. No.: 09/972,902

Group Art Unit: 2839

Confirmation No.: 4465

Examiner: Chandrika Prasad

Filed: October 10, 2001

For: OPTICAL FIBER CABLE WITH CUSHION MEMBERS PROTECTING OPTICAL FIBER  
RIBBON STACK (As Amended)

PAPER(S) FILED ENTITLED:

1. Amendment Under 37 C.F.R. §1.116
2. Statement of Substance of Interview

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WASHINGTON OFFICE

23373

CUSTOMER NUMBER



DOCKET NO.: A7964

ATTORNEY/SEC: BWH/CRL/db

Date Filed: December 29, 2003

**PATENT APPLICATION****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: A7964

Nicholas NECHITAILO

Appln. No.: 09/972,902

Group Art Unit: 2839

Confirmation No.: 4465

Examiner: Chandrika Prasad

Filed: October 10, 2001

For: OPTICAL FIBER CABLE WITH CUSHION MEMBERS PROTECTING OPTICAL  
FIBER RIBBON STACK (As Amended)**STATEMENT OF SUBSTANCE OF INTERVIEW**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please review and enter the following remarks summarizing the interview conducted on December 16, 2003:

**REMARKS**

An Examiner's Interview Summary Record (PTO-413) provided at the conclusion of the interview. Applicant submits that the Examiner's statement regarding the substance of the interview as set forth on the Interview Summary Record (PTO-413) is correct except for the Examiner's statement regarding "further amendments to overcome Keller". During the interview, independent claims 1 and 15 were discussed with regards to Coleman and Keller. Further, as indicated in the Interview Summary Record, the rejections under 35 U.S.C. § 112, first paragraph, have been overcome, and the prior art rejections based on Coleman would be overcome if claims 1 and 15 are amended to recite a plurality of cushion members. Lastly, Applicant is submitting

**STATEMENT OF SUBSTANCE OF INTERVIEW**  
**U.S. Patent Application No. 09/972,902**

herewith an Amendment containing remarks which reflect the claims, amendments and prior art discussed during the interview.

**It is believed that no petition or fee is required.** However, if the USPTO deems otherwise, Applicant hereby petitions for any extension of time which may be required to maintain the pendency of this case, and any required fee, except for the Issue Fee, for such extension is to be charged to Deposit Account No. 19-4880.

Respectfully submitted,



Christopher R. Lipp  
Registration No. 41,157

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